



Amesbury

Community & Economic Development
Nipun Jain, City Planner
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62 Friend Street
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Amesbury, MA 01913

April 25, 2016

Mr. Robert Cormier
Yvon Cormier Construction Corporation
BC Realty Trust,
64 School Street
Merrimac, MA 01860

RE: 47 ½ - 57 Kimball Road – Subdivision Plan

Dear Mr. Cormier:

The Planning Board (the “Board”) is writing to you about your project, Definitive Subdivision at 47 ½ - 57 Kimball Road (the “Project”) located in Amesbury, MA. The Applicant has made the following permit applications:

- a. Definitive Subdivision Plan – (MGL Ch. 41- Sec 81T)
- b. Special Permit – Cluster Residential (Zoning Bylaw - Section XI.D)
- c. Special Permit – Common Access Driveway (Zoning Bylaw - Section XI.O)
- d. Special Permit – Water Resource Protection District (Zoning Bylaw - Section XIV.E.8)

At their regularly posted meeting on March 14th, 2016, the Board reviewed the status of your applications before the Board and noted the following:

1. The original application was submitted on March 03rd, 2015 and the initial public hearing was scheduled for April 13th, 2015.
2. At that time it was determined that the Applicant was also required to file a Special Permit for Water Resource Protection District (Zoning Bylaw - Section XIV.E.8) and by mutual agreement, the initial hearing date for ALL permits was moved to June 8th, 2015.
3. The Board also received a letter from the Applicant requesting that the public hearing for the Subdivision Plan and the Special Permit run concurrently and that the Applicant agrees that the Board shall render its decision on the subdivision plan at the same time as the special permit application.

4. The hearing was continued to July 27th, 2015 until the Board's peer review consultant completed an initial assessment report. The peer review report was issued on September 23rd, 2015. The detailed report had a list of missing information, comments on several performance standards associated with the subdivision rules and regulations and Amesbury Zoning Bylaw.
5. In order to facilitate the review process, the Board's peer review consultant met with the Applicant's engineer, John Paulson from Atlantic Engineering on October 16th, 2015 to discuss the peer review report.
6. Since the issuance of initial peer review report, the Applicant has requested the continuation of the public hearing to subsequent Planning Board meetings. The Board received a request to continue the hearing as follows:
 - a. July 27th, 2015 - Request to continue to September, 28th, 2015
 - b. September, 28th, 2015 – No show; continued to October, 26th, 2015
 - c. October 27th 2015 - Request to continue to November, 9th, 2015
 - d. November 20th 2015 - Request to continue to November, 23rd, 2015
 - e. November 9, 2015 - Request to continue to Dec 14th, 2015
 - f. November 30, 2015 - Request to continue to December 28th, 2015
 - g. January 6th, 2016 - Request to continue to March 14th, 2016
7. An email was sent on March 28th, 2016 to Atty. Parry requesting an update on the status of responses to the comments. No response to that email was received.

As of date, no supplemental information, documents or responses have been received from the Applicant. The Board is writing to you to provide written responses to the initial peer review report along with all the missing information identified in that report. In the Board's opinion, the Applicant has had sufficient time to prepare and provide the documents as requested in the peer review report. If the Board does not receive the information requested above by its next meeting on May 9th, 2016, the Board may render a final decision on this matter at that meeting. You are also advised to attend that meeting to discuss the project status and any responses with the Board.

Thank you in advance for your prompt attention.

Regards,



Nipun Jain

CC: Attorney Philip A. Parry, 4 Merrimac Square, Merrimac, MA 01860

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1. Article Addressed to:

**Attorney Philip A. Parry
4 Merrimac Square
Merrimac, MA 01860**

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